

Attorney Docket No. 08702.0110-00000

In re Application of:

Group Art Unit: 1651

Examiner: Not yet assigned

Confirmation No. Not yet assigned

**CERTIFICATE UNDER 37 CFR § 1.10
OF MAILING BY "EXPRESS MAIL"**

Date of Deposit

Moya Kinnealey

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The following is a concise statement of relevance of the non-English language documents.

1. JP5277174 discloses methods for producing calcium phosphate and gelation bioimplantation materials.

2. JP51-0233901A discloses bioimplantable compositions comprising calcium phosphates, carboxymethyl ketene, collagen, and gelatin.

Applicants include these references because they were cited in other BMP applications assigned to Wyeth, Applicants' assignee. Applicants have not considered or characterized these references, but are simply submitting them for the Examiner's consideration.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Applicants will continue to submit all documents that are material to patentability as they become aware of them.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

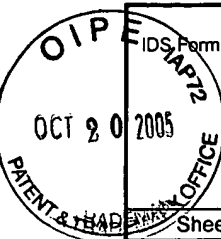
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated:

10/20/05

By:


Elizabeth E. Mathiesen
Reg. No. 54,696



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| Application Number | 10/525,441 |
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| First Named Inventor | Kim |
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| | | | Filing Date | November 17, 2004 | |
| | | | First Named Inventor | Kim | |
| | | | Art Unit | 1651 | |
| | | | Examiner Name | Not yet assigned | |
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